IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 329 OF 2005

Mr. Anandram B. Mantri ...Applicant

Versus

Mr. Ajit Jethmal Vora & Ors ...Respondents

ALONGWITH
CRIMINAL APPLICATION NO. 330 OF 2005

Mr. Anandram B. Mantri ...Applicant

Versus

Mrs. Santoshi Ashok Jain & Ors ...Respondents

ALONGWITH
CRIMINAL APPLICATION NO. 331 OF 2005

Mr. Anandram B. Mantri ...Applicant

Versus

Mr. Kantilal Jethmal Vora & Ors ...Respondents

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Mr. Mangesh Sirsath i/b Mr. Vishal Jaju, Advocate for Applicant in all matters.

Mr. Rajesh More, A.P.P. for State.

None for the respondent No.1 i.e. original complainant though served.

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CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 23RD AUGUST, 2005

P. C.:-

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State. None appears for

the respondent No.1 i.e. original complainant in all matters though served.

2. The applicant has prayed for quashing of process issued against him in Criminal Case Nos.2018/2004, 781/2004 and 2017/2004 which are pending in the Court of learned Judicial Magistrate, First Class, 6th Court at Pune. In the said case, process has been issued against the applicant under Section 138 of Negotiable Instruments Act.

3. For the reasons recorded in my order dated 13th June, 2005 passed in Criminal Writ Petition No.213 of 2005 and order dated 21st June, 2005 passed in Criminal Application No. 550 of 2005, the applicant has an efficacious remedy of preferring revision against the order of Magistrate issuing process. Hence, in my opinion, it would be appropriate that the applicant prefers revision before the concerned Sessions Court against the order of the Magistrate issuing process.

4. Liberty is granted to the applicant to prefer revision before the concerned Sessions Court. The learned advocate for the applicant states that the necessary revisions would be preferred within a period of five weeks from today. In view of this statement, the trial Court shall not proceed with the

trial for a period of five weeks from today.

5. On the necessary revisions being preferred by the applicant before the concerned Sessions Court, the concerned Sessions Court shall dispose of the same on merits after hearing necessary parties.

6. Applications are disposed of.

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